

PATENT
Customer No. 24024
Attorney Docket No. 22727/04075

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Christoph Plass

Application No.: 09/775,398

Filed: January 31, 2001

For: Detection of Methylated CpG
Rich Sequences Diagnostic for
Malignant Cells

)
)
) Group Art Unit: 1634
)
) Examiner: Carla J. Myers
)
) Attorney Docket No.: 22727/04075
)
)
)
)
)

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 CFR §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO/SB/08A and PTO/SB/08B. This Information Disclosure Statement is being filed within three months of the filing date of a Request for Continued Examination in this application. Under the provisions of 37 C.F.R. § 1.97(b), no fee is due. Also attached for the Examiner's convenience is a copy of the European Search Report received in 02709295.6. All documents cited within this search report are also provided and listed on form PTO/SB/08A and PTO/SB/08B.

Copies of the listed documents are attached. Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or

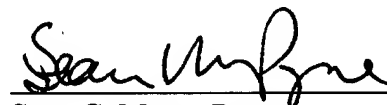
constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of the Statement, please charge the fee to our deposit account number 03-0172.

Respectfully submitted,

Date: September 24, 2004



Sean C. Myers-Payne

Reg. No. 42,920

Phone: (614) 621-7754

Fax: (614) 621-0010

E-mail: smyers-payne@calfee.com

